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second class mail matter

FRANK E. HOWE, Editor and Pub.

BENNINGTON, VT., AUG. 3, 1914.

American sympathy will, in the
main be with Serbia, France and
Russia in the great European
struggle now in progress against the
aggressions of Germany and Austria.

The Progressives in Connecticut
have decided to make their nomi-
nations by an informal primary, in the
absence of a state law. Possibly the
Connecticut Progressives do not
have a state committee like that of
their party in Vermont competent to
do all of their business for them.

The potato blight is causing havoc
in many parts of Vermont. It is al-
ready too late to stop it on early po-
tatoes, but late crops can be saved
by the prompt use of Bordeaux mix-
ture. The spraying must be done be-
fore the disease appears to make it
effective. Bordeaux mixture and
Paris green or arsenate of lead can
be confined in one spraying with no
considerable expense.

People must not rely too implicitly
on the war news that they read in
the newspapers. The newspapers, big
and little, will do the best they
can, but inevitably will print a great
deal that is not only minor and un-
verified report. Movements of
troops will be guarded with all sec-
recy and all over Europe the govern-
ments own or control the telegraph
lines. A great war means a tremen-
dous increase in expense for the
newspapers and news associations
which the increase in circulation
will not begin to pay. In reading
news reports of the war it is prob-
able that the most reliable dispatches
will be those coming from London.

Americans, who have friends in
Europe do not need to worry. None
of the nations engaged in the strug-
gle wants to get into complications
with the United States and every ef-
fort will be made to get the Ameri-
can visitors out in safety, although it
may be necessary to send transports
under the American flag to bring
them home. Italy, Switzerland,
Sweden, Spain and Portugal will
probably not be involved, at present
anyway, and will be havens of refuge
until ships can be provided to bring
the tourists home. The only trouble
they are likely to experience will be
that they may not be able to cash
their letters of credit and may have
to depend on public arrangements
for transportation.

The outbreak of the great war in
Europe undoubtedly finds Germany
much the best prepared of any na-
tion in Europe and with the greatest
trained army in the history of the
world. Russia may have more avail-
able men, but they are scattered
over an empire five thousand miles
long and with many internal con-
ditions to require the presence of
troops. Germany is likely to try to
hold her eastern frontier, with the
assistance of Austria, while the widely
scattered Russian army is being
mobilized and in the meantime will
undertake to crush France as she
did in 1870 with a swift campaign in
overwhelming numbers. The inva-
sion of France before war was de-
clared indicates that the German
emperor has already started for
Paris.

The time limit for the calling of
a special session as far as a direct pri-
mary is concerned, will expire this
week. To The Banner it seems that
a grave mistake will be made by
Governor Fletcher if he fails to act.
The primary is only incidental, but
as long as an extra session is pos-
sibly urgent it should be called in
season to include the primary. It
now appears that there will be sev-
eral candidates for candidate in each
district and as it requires a majority
it is likely that there will be no
choice on the first ballot in the
second district, making a second
election necessary. This second
election alone will cost more than
an extra session and it could be re-
ndered unnecessary by a special ses-
sion. Those who have given the
most thought to the question and
who are in position to make their
judgment of most value are practi-
cally unanimous in considering a spe-
cial session necessary. The governor
should hesitate in relying too im-
plicitly on his own conclusion.

A biography of a man
of letters contains this sentence: "At
the settlement, the inheritance
struck, as he the melancholy way of
such things." A life insurance pol-
icy, on the contrary, in a company,
old, tried and true, pays 1000 on the
dollar. National Life Ins. Co., of Vt.
(Mutual) Earle S. Kinsey, General
Agent, Mead Building, Rutland, Vt.
Adv.

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To Bennington County Investors

\$100.00 BONDS

According to plans the Bennington
Graded School District will issue
\$75,000—4 per cent. bonds dated Oct.
1, 1914. Interest payable April 1 and
Oct. 1 each year. The trustees have
assurances that most of this amount
will be taken by people who already
hold 4 per cent. school orders. The
suggestion has been made that the
small investor might like the oppor-
tunity of taking one or more \$100
bonds. The small denomination bond
movement has gained surprising
headway during the last year. These
\$100 bonds would have the same se-
curity as the larger denominations
and would be an approved investment
for trust funds, savings banks, insur-
ance companies and conservative in-
vestors, well secured and free of all
taxes. The Trustees desire to make
it possible for the small investor to
buy a good \$100 bond and if there is
a considerable demand for them, they
will arrange to have a certain
amount prepared in that form.

Bennington money has helped us
to have the first opportunity of securing
these bonds before negotiating for
their sale in the bond market.

If you want a \$100 or a \$1,000
bond Oct. 1, 1914, and have not said
so, please give us your name and the
amount now, so that we may com-
plete arrangements.

Homer H. Webster, Secy.,
Board of School Trustees.

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Julius L. Weichman, a ladies'
tailor of long experience in New
York, has opened an establish-
ment at 111 North street and is
preparing to make ladies' suits
and garments in the latest met-
ropolitan styles at

Exceptionally Low Prices

He will also do cleaning and
pressing of all kinds and has
established the following re-
markably low prices for this
work.

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Julius L. Weichman

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er and Furrier

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reasonable prices. Call and find out.
Alterations, cleaning and pressing a
specialty.

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PHOTOS

Best line of work in this section. Call
and see. Finishing done for amateurs.

W. T. White - Main St.

Who Enacted Section 43?

The careful analysis of the reasons
which, in the writer's belief, warrant
rewriting Section 43 of the consti-
tution to include the words, "or other-
wise if need be," compiled by Ex-Senator
Luther B. Johnson of the Ran-
dolph Herald and reprinted in yester-
day's issue of this paper, is an ar-
ticle which is distinctly entitled to
the prominence given it and should
be read by every citizen of the state.

The Herald must confess to a pro-
found admiration for the persuasive
character of the argument as well as
the evident patriotic purpose which
inspired it, but finds itself at a loss
to understand why in revising this
second, it was necessary to go back
to the "charter of government" of
1783 for a phraseology which has not
appeared in the published constitu-
tions of the state substantially for
40 years.

The authority for biennial elec-
tions of the judges of the Supreme
court seems unquestioned, and the
court seems unquestioned and the
authority of the Governor to fill va-
cancies provides against any possible
hiatus.

Why then the ancient (and honor-
able) "or otherwise if need be?"

The above from the Rutland Her-
ald of July 24th, is a very good ex-
ample of the ignorance shown by the
editors who have attempted to com-
ment on the recent revision of the
Constitution by the Supreme Court
Judges.

Judging from most of the com-
ments, it would appear that the writ-
ers had not taken the trouble to look
at the Constitution as it was before
the revision and after.

The Herald editor says that the
phraseology used, to wit: "or other-
wise if need be" has not appeared in
the published constitutions for 49
years.

Perhaps he did not know where to
look, but the last authorized publi-
cation is in the Revised Statutes of
1906, and there on Page 52, in Sec-
tion 9, are the words "or otherwise if
need be" and a study of the history
of the constitution will show that the
same words, always in parenthesis,
have been in the constitution from
the beginning.

Further, he mentions the "charter
of government of 1783. There was
no charter of government of 1783.
Our present constitution is that of
1793, with the various amendments.
Any intelligent man may, by a
brief study of the constitution as
published in the Revised Statutes of
1906, and a comparison with the new
revision, readily see and understand
why the famous "or otherwise if need
be" is left in the revision as it now
stands.

The 26th Amendment provides for
the election of Supreme Court Judges
biennially, but does not provide the
manner of election; therefore the or-
iginal provision of the constitution
for election by the Assembly is in
force as to the manner of election.
This provision includes the phrase
in question which could not be read
out of it.

Would not the judge have been
open to criticism if he had delib-
erately left out this safeguard?

The constitution provides that the
Governor shall supply every vacancy
in any office, occasioned by death or
otherwise until the office can be filled
in the manner directed by law or
this constitution.

Did the editor of the Herald read
this before he wrote his editorial of
July 25th, the day after the editorial
quoted above?

Does this not mean that in case of
vacancy, such as will occur this fall,
the Governor may appoint until a
special session or until the next regu-
lar session?

Where does the editor of the Her-
ald get his authority for saying the
Governor will appoint for two years?

Public sentiment is generally in
favor of election of Judges rather
than appointment by the Governor,
and if it had not been the evident de-
sire of some of the papers to get
something on the Supreme Court,
they would have favored any provi-
sion providing for elections as re-
quired by the Legislature.

As it is, they rush into print with
demands on the Supreme Court to ex-
plain what they might readily have
ascertained for themselves if they
had taken the trouble to look.

It is altogether too common now
to criticize our higher Courts and
judges, and it seems too bad to hold
our Vermont Court up to criticism
when there is absolutely no grounds
for it. Montpelier Journal.

Catechizing Mr. Prouty

Charles A. Prouty attended a meet-
ing of Progressive leaders at Hotel
Vermont, Burlington, Monday even-
ing. A dispatch from Burlington to
the Rutland Herald covering this
meeting quotes Mr. Prouty as say-
ing:

Dr. Jackson, who is here in or-
der that they might call me in and
ask me questions, if necessary.

The spectacle of a man occupying
the high position Mr. Prouty holds—
we had almost said once held ap-
pearing before a bunch which in-
cluded E. W. Gibson, E. L. Cook, E. I.
Kelley, M. C. Reynolds, March Wil-
son and John B. Taylor, to submit to
a catechizing as to his fitness for the
high office of United States Senator, is
not one calculated to draw support
from the thousands of Vermont Re-
publicans who have always associat-
ed the name of Prouty with self-re-
spect, dignity and independence.—
Vergennes Vermonter.

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It leads because it is built to stand up under steady use and
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does what's right.
He's not at all like some folks' hus-
bands are.
Whose conduct very often is a fright.
She says that she can trust him any-
where.
An' know he'd never think of doing
wrong.
But when he meets a widow young an'
fair
Ma never leaves them chatting very
long.
Ma never has a single doubt of pa.
An' she is very thankful, too, for that.
She says she knows he'd never go too
far.
Besides he's growing old an' bald an'
fat.
But just the same when we have friends
for tea
An' ma has shown 'em where their
places are.
Although she trusts him most implicitly,
She never puts the pretty girls by pa.
—Detroit Free Press.

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